

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

INDUSTRIA DE ALIMENTOS ZENÚ S.A.S.

Plaintiff/Counter Defendant,

v.

LATINFOOD U.S. CORP. d/b/a ZENÚ
PRODUCTS CO. and WILSON ZULUAGA,

Defendants

Civil Action No. 2:16-cv-06576-KM-MAH

STIPULATION

Pursuant to the “Meet and Confer” which took place on December 13, 2018 and subsequent communications, the Parties, by and through their undersigned counsel, hereby agree and stipulate to the following:

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys, as follows:

1. Industria has never used the marks “Zenu” and “Ranchera” on any goods imported by Industria into the United States.
2. Industria has never used the marks “Zenu” and “Ranchera” on any goods sold by Industria in the United States.
3. Industria has never sold any goods in the United States.
4. Industria has never sold any goods bearing the marks “Zenu” and “Ranchera” in the United States.
5. Industria has never sold any goods bearing the design depicted in “Zenu Chorizo Mediano” VA 2-023-767 U.S. Copyright in the United States.

EXHIBIT D

6. Industria has never sold any goods bearing the design depicted in “Zenu Chorizo con Ternera” VA 2-026-703 U.S. Copyright in the United States.
7. Industria has never sold any goods bearing the design depicted in “Zenu Chorizo Pequeno” VA 2-026-710 U.S. Copyright in the United States.
8. Industria has never sold any goods bearing the design depicted in “Zenu Chile Con Carne de Res” VA 2-026-672 U.S. Copyright in the United States.
9. Industria has never sold any goods bearing the design depicted in “Ranchera” VA 2-023-741 U.S. Copyright in the United States.
10. Industria has never sold any goods and/or services at tradeshow in the United States under the marks “Zenu” and “Ranchera.”

The undersigned hereby STIPULATE and AGREE
to the above facts:

Dated: January 29, 2019

REED SMITH LLP

By: 

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Zenú Products Co. and Wilson Zuluaga*